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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Lang, et al.
Serial No. : 09/647,882
Group Art Unit : 1761
Filed : October 4, 2000 (102e)
Examiner : Lilling, H.
For : Food Supplement

Commissioner for Patents
Washington, D. C. 20231

ELECTION OF SPECIES, AMENDMENT
AND RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the Office Action dated September 19, 2002 and before considering Applicant's Election in the above-referenced patent application and prior to substantive examination, in order to advance prosecution of the instant application, please consider the following claims in the instant application. Claims 25-39 are cancelled. Claims 21 and 22 are unamended. Claims 41-42 are new.

~~1. (Amended) A food additive, said food additive derived from fibre extracts from two or more types of fruit or vegetables, the fibre extracts having had a majority of soluble solids removed therefrom.~~

~~2. (Amended) A food additive according to claim 1 wherein greater than 90% of soluble solids are removed.~~

~~3. (Amended) A food additive according to claim 2 wherein from between 93 to 99% of soluble solids are removed.~~

~~4. (Amended) A food additive according to claim 1 wherein a first of the two or more types of fruit or vegetables is selected from the group consisting of citrus, tomato, carrot, mango, papaya,~~